

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 ARTANO AIDINI,

5 Plaintiff,

6 v.

7 COSTCO WHOLESALE CORPORATION,

8 Defendant.

Case No. 2:15-cv-00505-APG-GWF

**ORDER DENYING MOTION IN
LIMINE REGARDING ARGUMENT
THAT ACCIDENT WAS
UNAVOIDABLE**

(ECF No. 45)

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10 Plaintiff Artano Aidini moves to preclude defendant Costco Wholesale Corporation from
11 making any reference or argument that Aidini's fall was an unavoidable accident. Costco
12 responds that it did not assert such a defense in its answer, but rather seeks to dispute whether
13 Costco was negligent.

14 There appears to be no actual dispute here, as Costco disclaims any intent to make the
15 argument challenged by Aidini's motion in limine. I am disappointed that the parties did not
16 resolve this dispute when they met and conferred before filing this motion.

17 IT IS THEREFORE ORDERED that plaintiff Artano Aidini's motion in limine to
18 preclude defendant Costco Wholesale Corporation from making any reference or argument that
19 Aidini's fall was an unavoidable accident (ECF No. 45) is **DENIED**.

20 DATED this 10th day of April, 2017.

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23 ANDREW P. GORDON
24 UNITED STATES DISTRICT JUDGE
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